IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 29TH MARCH 2007 / 8TH CHAITHRA 1929

WP(C).No. 31915 of 2006(S)

OA.531/2006 of CENTRAL ADMINISTRATIVE TRIBUNAL,ERNAKULAM BENCH
.....

PETITIONERS:
---

1. GARRISON ENGINEER (I) E/M NW,
NAVAL BASE PO, KATARIBAGH, KOCHI & OTHERS.

2. JOINT CONTROLLER OF DEFENCE ACCOUNTS
(FUNDS), MEERUT.

3. DEFENCE PENSION DISBURSING OFFICER,
POLAYATHODU, VADAKKEVILA -PO., KOLLAM-10.

4. UNION OF INDIA REPRESENTED BY ITS
SECRETARY, MINISTRY OF DEFENCE,
NEW DELHI.

BY ADV. SRI.TPM.IBRAHIM KHAN,SENIOR PANEL COUNS

RESPONDENT:

K.PURUSHOTHAMAN,
SREENILAYAM, KUTTINAKALA, MUZHANGODI,
THODIYOOR-P.O., KARUNAGAPPALLY TALUK,
KOLLAM DISTRICT, KERALA.

BY ADV. SRI.P.K.MADHUSOODANAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 29/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE ORDER DATED 23.8.2006 OF THE CENTRAL ADMINISTRATIVE TRIBUNAL, ERNAKULAM BENCH IN ORIGINAL APPLICATION NO.531/2006.

EXT.P2: COPY OF THE ORIGINAL APPLICATION NO. 531/2006 ALONG WITH ITS ANNEXURES FILED BEFORE THE HONOURABLE CENTRAL ADMINISTRATIVE TRIBUNAL, ERNAKULAM BENCH.

EXT.P3: COPY OF THE LETTER NO.GP/MES/1/1087669 DATED 21.9.2006 ISSUED BY THE SENIOR ACCOUNTS OFFICER(H) ON BEHALF OF THE SECOND PETITIONER ALONG WITH THE PARAWISE COMMENTS WITH SUPPORTED DOCUMENT.

.....

BKN // TRUE COPY//

P.A. TO JUDGE.

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C).NO. 31915 OF 2006

Dated this the 29th day of March, 2007.

JUDGMENT

Koshy, J.

This Writ Petition is challenging Ext.P1 order of Central Administrative Tribunal. Consequent to the order of the Supreme Court, Ext.P1 order was passed. We see no reason to interfere with the order. If the petitioner has remitted the amount to the first respondent, it is for the petitioner to take steps for getting the refund. But we see no ground to interfere in the order of the Tribunal as it was passed in implementation of the order passed by the Hon'ble Supreme Court. However, we grant one month's time from the date of receipt of copy of this judgment for implementation of the order of the Central Administrative Tribunal.

The Writ Petition is disposed of accordingly.

J.B.KOSHY, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

bkn